IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 230 of 2005 (S/B)

Ajay Kumar Saxena,
S/o Sri R.B. Saxena,
At present posted as District Panchayati Raj Officer,
Champawat, District Champawat. …….. Petitioner

Versus

1. Union of India,
through Director,
Ministry of Personnel, Public Grievances and Pension,
(Personnel and Training Department),
New Delhi.
2. State of Uttaranchal,
through Secretary,
Panchayati Raj and Rural Engineering Services,
Dehradun.
3. Director,
Panchayati Raj, Uttaranchal,
District Dehradun.
4. Director,
Panchayati Raj,
Govt. of U.P., Lucknow. …… Respondents

Mr. Rakesh Thapliyal, Advocate for the petitioner.
Ms. Anjali Bhargava, Addl. Standing Counsel (Central Govt.).
Mr. K.P. Upadhyaya, Standing Counsel for the State of Uttaranchal.
Ms. Beena Pandey, Standing Counsel for the State of U.P.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.
Hon. P.C. Verma, J.

P.C. VERMA, J. (Oral)

1. By means of this writ petition, the petitioner has prayed for a writ of certiorari to quash the impugned order dated 22.08.2005 (Annexure 11) issued by respondent No. 2.

2. By the impugned order, the petitioner was relieved from the State of Uttaranchal to join in the State of U.P. The impugned order was passed in compliance of the order dated 10.05.2005 issued by the Government of India under Sub-Section (2) of Section 73 of the U.P.

Reorganisation Act, 2000. With this Government Order, a list of the employees who have been finally allocated has been appended and in the last clause of the said Government Order dated 10.05.2005, it has been specifically provided that those whose names do not find place in the annexed list of the employees, are finally allocated to the State of U.P. until any other order is passed otherwise. Thus, the order impugned does not suffer from any infirmity or illegality.

3. The writ petition is devoid of merit and is, hereby, dismissed. No order as to costs.

(P.C. Verma, J.) **(Rajeev Gupta, C.J.)**
13.02.2006 **13.02.2006**

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